

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

HYUNDAI POWER TRANSFORMERS USA, INC.

and

**Case 15-CA-230678
15-CA-240476**

WILLIAM GIPSON, an Individual

and

15-CA-231673

ASHLEE DISMUKES, an Individual

ORDER¹

Respondent Hyundai Power Transformers USA, Inc.’s Motion to Dismiss the complaint is denied. The Respondent has not demonstrated that the complaint fails to state a claim upon which relief can be granted. Further, the Respondent's alternative request that the Board stay the proceedings pending resolution of federal litigation is not properly before the Board.²

Dated, Washington, D.C., April 5, 2021.

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| LAUREN McFERRAN, | CHAIRMAN |
| MARVIN E. KAPLAN, | MEMBER |
| JOHN F. RING, | MEMBER |

¹ The Board has delegated its authority in this matter to a three-member panel.

² Sec. 102.24(a) of the Board’s Rules and Regulations provides that prehearing motions other than motions for default judgment, summary judgment, or dismissal must be filed with the Board’s Division of Judges.